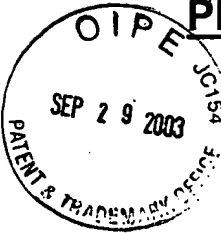


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#11

# FILING RECEIPT

**PLEASE DATE STAMP AND RETURN YELLOW SHEET TO:**



Dean H. Nakamura  
Gray Cary Ware & Freidenrich LLP  
1625 Massachusetts Avenue, N.W.  
Suite 300  
Washington, D.C. 20036

In re application of:

ROTHBARTH, Karsten

Application No. 09/701,618  
Confirmation No. 8034

Filed: December 1, 2000

For: METHOD FOR TRIGGERING  
APOPTOSIS IN CELLS

Art Unit: (Unassigned - New Appln.)

Examiner: (Unassigned - New Appln.)

Atty. Docket No. 2502498-991100  
(formerly 41154)

Customer No.

**\*35928\***

**35928**

PATENT TRADEMARK OFFICE

## PAPER(S) FILED ENTITLED:

1. Renewed Petition under 37 C.F.R. 1.181  
(w/copy of stamped filing receipt of April 13, 2001; [copy] of  
check no. 63143 as issued for previous filing)

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Gray Cary Ware & Freidenrich LLP  
1625 Massachusetts Avenue, N.W.  
Suite 300  
Washington, D.C. 20036  
Telephone: (202) 238-7725  
Facsimile: (202) 238-7701

DOCKET NO.: 2502498-991100 (formerly 41154)  
ATTORNEY/SEC: DNakamura/pmakle

**Date Filed: September 29, 2003**



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

ROTHBARTH et al.

Application No. 09/701,618

Confirmation No. 8034

Filed: December 1, 2000

For: METHOD FOR TRIGGERING  
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Art Unit: (Unassigned - New Appln.)

Examiner: (Unassigned - New Appln.)

Atty. Docket No. 2502498-991100

Customer No.

\*35928\*

35928

PATENT TRADEMARK OFFICE

**RENEWED PETITION UNDER 37 C.F.R. 1.181**

Commissioner for Patents  
Office of PCT Legal Administration  
P.O. Box 1450  
Alexandria, VA 22313-1450  
**Mail Stop PCT**

Sir:

In reply to the Decision mailed 30 July 2003, copy attached hereto, attached hereto is a copy of the stamped filing receipt, the check as prepared by the Roylance firm indicating the docket number of 41154, which was the Roylance docket number for the instant application, as well as a copy of the \$65 surcharge check including the endorsement on the reverse side indicating that the check was deposited on 16 April 2001.

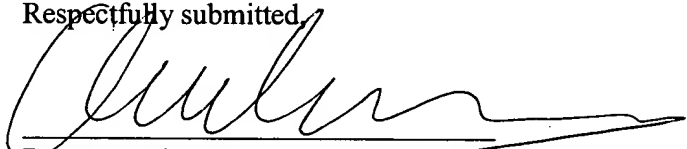
Thus, the instant application was complete as of the filing of the executed Declaration on 13 April 2001, as evidenced particularly by the deposit of the surcharge payment for the late filing of the Declaration.

Accordingly, applicants respectfully request that the Notification of Defective Response be vacated as well as the Decision of 30 July 2003 as the application was never abandoned. Applicants respectfully request that the application be acknowledged as pending and passed on for examination on the merits.

However, if the Commissioner finds to the contrary, applicants hereby petition for revival under 37 C.F.R. 1.137 as the entire delay was unintentional. The executed Declaration was filed previously, and a copy was filed when responding to the Notification of Defective Response. The surcharge fee for late filing of the executed Declaration was paid. The petition fee can be charged to Deposit Account No. 07-1896. It is believed a Terminal Disclaimer is not required.

In sum, applicants maintain that a proper filing of the executed Declaration was made on 13 April 2001 and at that time, the instant application was complete. Favorable consideration and early indication thereof are requested respectfully. If any further fees are required to maintain pendency of the instant application, aside from the Issue Fee, the Commissioner is authorized to charge any such fee to Deposit Account No. 07-1896.

Respectfully submitted,



Dean H. Nakamura, Esq.

Registration No. 33,981

Gray Cary Ware & Freidenrich LLP

1625 Massachusetts Avenue, N.W.

Suite 300

Washington, D.C. 20036

Telephone: (202) 238-7725

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Date: 29 September 2003

Due Date 7/1/01 Today's Date 4/13/01  
USSN/USP 09/181,940 BAB&G FILE NO. 41154 BY: DIN / KMS  
In Re Estrogen of at. Ratschman - et al  
For Oligonucleotide conjugates

The following was received in the U.S. Patent & Trademark Office on the date stamped hereon:

☒ Check for \$ 65 + \$40

☐ Specification        pgs.        claims

☒ Combined Decl., Petition & Power

☒ Assignment

☐ Drawings        Sheets ☐ Formal ☐ Informal

☐ Small Entity Statement

☐ Claim for Priority & ☐ Document

☐ Information Disclosure Statement

☐ Trademark Application &        Specimens

☐ Rule 53(b) Appln. ☐ Rule 53(d) Appln. (CPA)

☐ Amendment ☐ Response

☐ Notice of Appeal

☐ Brief ☐ Req. Oral Hearing

☐ Issue Fee Transmittal

☐ Trademark Renewal Application

☐ Decl. of Use ☐ 8 ☐ 15

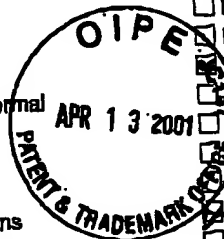
☐ Petition to Extend        mos./days

☐ Completion of Application

☐

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☒ Due Date Not Related To Response





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*John C. Huber*

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INVOICE	DATE	DESCRIPTION	NET
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41154

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*11/11/01*